

2013-1641, -1642, -1643, -1644

**UNITED STATES COURT OF APPEALS
FOR THE FEDERAL CIRCUIT**

AMERICAN RADIO LLC,

Plaintiff-Appellant,

v.

QUALCOMM INCORPORATED,

Defendant-Appellee,

and

CISCO SYSTEMS, INC.,

Defendant-Appellee,

and

INTEL CORPORATION,

Defendant-Appellee,

and

BROADCOM CORPORATION,

Defendant-Appellee.

Appeals from the United States District Court for the Central District of California
in case nos. 12-CV-5908, 12-CV-5909, 12-CV-5910, and 12-CV-1123, Senior
Judge Mariana R. Pfaelzer.

**APPELLEES' UNOPPOSED MOTION FOR A THIRTY-ONE (31)
DAY EXTENSION OF TIME TO FILE THEIR RESPONSIVE
BRIEF**

APPELLEES' UNOPPOSED MOTION FOR A THIRTY-ONE (31) DAY
EXTENSION OF TIME TO FILE THEIR RESPONSIVE BRIEF

Pursuant to Federal Cir. R. 26(b) and Fed. R. App. P. 26(b), Appellees Qualcomm Incorporated, Cisco Systems, Incorporated, Intel Corporation, and Broadcom Corporation, by their counsel, respectfully request that the Court enlarge the time within which Appellees may file their Responsive Brief by thirty-one (31) days. Appellees contacted counsel for Appellant who has indicated that it does not oppose.

1. Appellees' Responsive Brief currently is due on January 24, 2014. Appellees respectfully seek to extend the due date of the Responsive Brief by thirty-one (31) days to February 24, 2014. A thirty day extension would move the deadline to February 23, which is a Sunday, and therefore Appellees request a thirty-one day extension to the following Monday.

2. Appellees request this extension due to multiple other case commitments including preparation and attendance at trial and preparation of briefs.

3. This is the first extension the Appellees have sought.

4. Appellees believe that the foregoing represents good cause for the requested extension of time and respectfully request that it be granted.

5. This motion is not made for the purposes of delay, but in good faith in light of Appellees' counsel's schedule.

CONCLUSION

For the foregoing reasons, the Appellees respectfully request that the Court grant this motion for a modified briefing schedule. A proposed order is attached hereto as required under Fed. Cir. R. 27(a)(9).

Dated: January 7, 2014

Respectfully submitted,

/s/ Justin C. Griffin

JUSTIN C. GRIFFIN
QUINN EMANUEL URQUHART &
SULLIVAN LLP
865 South Figueroa St., 10th Floor
Los Angeles, CA 90017
(213) 443-3000

DAVID A. NELSON
MARC KAPLAN
QUINN EMANUEL URQUHART &
SULLIVAN LLP
500 W. Madison St.
Suite 2450
Chicago, IL 60661
(312) 705-7400

*Counsel for Defendant-Appellee
Qualcomm Incorporated*

/s/ David C. Marcus

DAVID C. MARCUS
ANDREA WEISS JEFFRIES
DAVID YANG
WILMER CUTLER PICKERING
HALE AND DORR LLP
350 South Grand Ave., Ste. 2100
Los Angeles, CA 90071
(213) 443-5300

GREGORY P. TERAN
LAUREN B. FLETCHER
KEVIN A. GOLDMAN
PROSHANTO MUKHERJI
WILMER CUTLER PICKERING
HALE AND DORR LLP
60 State Street
Boston, MA 02109
(617) 526-6000

*Counsel for Defendant-Appellee
Intel Corporation*

/s/ John R. Gibson

L. NORWOOD JAMESON
MATTHEW S. YUNGWIRTH
JOHN R. GIBSON
DUANE MORRIS LLP
1075 Peachtree St., Ste. 2000
Atlanta, GA 30309
(404) 253-6900

*Counsel for Defendant-Appellee
Cisco Systems, Inc.*

/s/ Darin W. Snyder

DARIN W. SNYDER
MELODY DRUMMOND-HANSEN
O'MELVENY & MYERS LLP
Two Embarcadero Center, 28th Floor
San Francisco, CA 94111
(415) 984-8700
dsnyder@omm.com
mdrummondhansen@omm.com

*Counsel for Defendant-Appellee
Broadcom Corporation*

DECLARATION OF JUSTIN C. GRIFFIN

1. I am an attorney at law and partner at Quinn Emanuel Urquhart & Sullivan LLP, attorney of record for Qualcomm Incorporated. I am lead counsel in this appeal. I submit this declaration in support of Appellees' Unopposed Motion for a Thirty-One (31) Day Extension of Time To File Their Responsive Brief. I have personal knowledge of the matters set forth herein and if called and sworn as a witness, I could and would testify competently thereon.

2. Appellees' Brief is currently due on January 24, 2014. I am unable to prepare Appellees' Brief by this date due to multiple other case commitments including preparation and attendance hearings and preparation of briefs. Furthermore, critical members of my team are in trial from early January up to and through the deadline for this brief, and therefore unable to participate in drafting the brief.

3. Due to my scheduling conflicts, I do not realistically expect that I will be able to dedicate a significant amount of time and attention to Appellees' Brief before late-January. Accordingly, Appellee respectfully request that the due date for the Appellees' Responsive Brief be extended thirty-one (31) days, to February 24, 2014.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

Dated: January 7, 2014

/s/ Justin C. Griffin
Justin C. Griffin

CERTIFICATE OF INTEREST

Counsel for Defendant-Appellee Qualcomm Incorporated certifies the following:

1. The full name of every party or amicus represented by me is:

Qualcomm Incorporated.

2. The name of the real party in interest (if the party named in the caption is not the real party in interest) represented by me is:

Qualcomm Incorporated.

3. All parent corporations and any publicly held companies that own 10 percent or more of the stock of the party or amicus curiae represented by me are:

None.

4. The names of all law firms and the partners or associates that appeared for the party or amicus now represented by me in the trial court or agency or are expected to appear in this Court are:

QUINN EMANUEL URQUHART & SULLIVAN LLP:

David Nelson, Jennifer Kash, William Price, Justin Griffin, Chris Lawnicki, Marc Kaplan.

Dated: January 7, 2014

/s/ Justin C. Griffin

JUSTIN C. GRIFFIN

QUINN EMANUEL URQUHART &

SULLIVAN LLP

865 South Figueroa St., 10th Floor

Los Angeles, CA 90017

(213) 443-3000

CERTIFICATE OF INTEREST

Counsel for Defendant-Appellee Cisco Systems, Inc. certifies the following:

1. The full name of every party or amicus represented by me is:

Cisco Systems, Inc.

2. The name of the real party in interest (if the party named in the caption is not the real party in interest) represented by me is:

Cisco Systems, Inc.

3. All parent corporations and any publicly held companies that own 10 percent or more of the stock of the party or amicus curiae represented by me are:

Cisco Systems, Inc. is a publicly traded company. No parent corporation or publicly held company owns more than 10 percent or more of the stock of Cisco Systems, Inc.

4. The names of all law firms and the partners or associates that appeared for the party or amicus now represented by me in the trial court or agency or are expected to appear in this Court are:

DUANE MORRIS LLP:

L. Norwood Jameson, Matthew S. Yungwirth, John R. Gibson.

Dated: January 7, 2014

/s/ John R. Gibson

JOHN R. GIBSON

DUANE MORRIS LLP

1075 Peachtree St., Ste. 2000

Atlanta, GA 30309

(404) 253-6900

CERTIFICATE OF INTEREST

Counsel for Defendant-Appellee Intel Corporation certifies the following:

1. The full name of every party or amicus represented by me is:

Intel Corporation.
2. The name of the real party in interest (if the party named in the caption is not the real party in interest) represented by me is:

Intel Corporation.
3. All parent corporations and any publicly held companies that own 10 percent or more of the stock of the party or amicus curiae represented by me are:

None.
4. The names of all law firms and the partners or associates that appeared for the party or amicus now represented by me in the trial court or agency or are expected to appear in this Court are:

WILMER CUTLER PICKERING HALE AND DORR LLP:

David C. Marcus, Gregory P. Teran, Andrea Weiss Jeffries, Lauren B. Fletcher, Jordan L. Hirsch, David Yang, Kevin A. Goldman, Proshanto Mukherji, Nandan Padmanabhan.

Dated: January 7, 2014

/s/ David C. Marcus
DAVID C. MARCUS
WILMER CUTLER PICKERING
HALE AND DORR LLP
350 South Grand Avenue, Suite 2100
Los Angeles, CA 90071
(213) 443-5300

CERTIFICATE OF INTEREST

Counsel for Defendant-Appellee Broadcom Corporation certifies the following:

1. The full name of every party or amicus represented by me is:

Broadcom Corporation.

2. The name of the real party in interest (if the party named in the caption is not the real party in interest) represented by me is:

Broadcom Corporation.

3. All parent corporations and any publicly held companies that own 10 percent or more of the stock of the party or amicus curiae represented by me are:

None.

4. The names of all law firms and the partners or associates that appeared for the party or amicus now represented by me in the trial court or agency or are expected to appear in this Court are:

O'MELVENY & MYERS LLP: Darin W. Snyder, Melody N. Drummond-Hansen.

ONE LLP: Joseph K. Liu.

Dated: January 7, 2014

/s/ Darin W. Snyder

DARIN W. SNYDER

O'MELVENY & MYERS LLP

Two Embarcadero Center, 28th Floor

San Francisco, CA 94111

(415) 984-8700

dsnyder@omm.com

Counsel for Broadcom Corporation

ECF-3(B)(2) REPRESENTATION

Pursuant to this Court's Administrative Order Regarding Electronic Case Filing, the undersigned represents under ECF-3(b)(2) that counsel for Intel Corporation, Cisco Systems, Inc., and Broadcom Corporation have consented to their signatures on this brief.

Dated: January 7, 2014

/s/ Justin C. Griffin

JUSTIN C. GRIFFIN

QUINN EMANUEL URQUHART &

SULLIVAN LLP

865 South Figueroa St., 10th Floor

Los Angeles, CA 90017

(213) 443-3000

CERTIFICATE OF SERVICE

I hereby certify that I filed the foregoing motion with the Clerk of the United States Court of Appeals for the Federal Circuit via the CM/ECF system this 7th day of January, 2014, and served a copy on counsel of record by the CM/ECF system and by electronic mail.

Dated: January 7, 2014

/s/ Justin C. Griffin

JUSTIN C. GRIFFIN

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ORDER

ORDER

Upon consideration of Appellees' MOTION FOR A THIRTY-ONE (31)
DAY EXTENSION OF TIME TO FILE THEIR RESPONSIVE BRIEF,

IT IS HEREBY ORDERED THAT:

The motion is granted. The Responsive Brief of the Appellees is to be filed
on or before February 24, 2014.

Dated: _____, 2014
